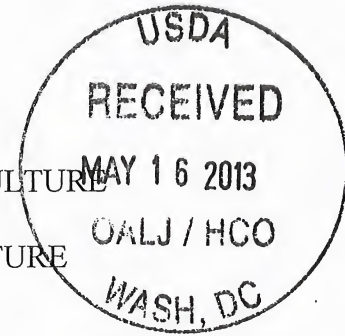


UNITED STATES DEPARTMENT OF AGRICULTURE
BEFORE THE SECRETARY OF AGRICULTURE



In re:

Stephen Kroschel,
d/b/a Kroschel Films & Wildlife Center.,

Respondent.

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Docket No.

13-0241

Complaint

There is reason to believe that the respondent named herein has willfully violated the Animal Welfare Act, as amended (7 U.S.C. § 2131 et seq.), hereinafter referred to as the Act, and the regulations and standards (9 C.F.R. § 1.1 et seq.) issued pursuant to the Act, and, therefore, the Administrator of the Animal and Plant Health Inspection Service ("APHIS") issues this complaint alleging the following:

I

A. Stephen Kroschel, doing business as Kroschel Films & Wildlife Center, hereinafter referred to as the respondent, is an individual whose mailing address is HC 60 Box 2848, 1.8 Mile Mosquito Lake Road, Haines AK 99827.

B. The respondent, at all times material herein, was licensed and operating as an exhibitor as defined in the Act and the regulations.

II

A. An APHIS investigation revealed that on or about February 3, 2009, respondent failed to utilize adequate veterinary care by not consulting a veterinarian in a timely fashion when five wolves became ill, two eventually dying, in willful violation of section 2.40 of the regulations (9 C.F.R. § 2.40).

B. An APHIS investigation revealed that on or about August 19, 2009, respondent failed to utilize adequate veterinary care by not consulting a veterinarian in a timely fashion when his fox became ill and eventually died, in willful violation of section 2.40 of the regulations (9 C.F.R. § 2.40).

C. An APHIS investigation revealed that on or about March 30, 2011, respondent failed to utilize adequate veterinary care by not properly observing and conveying information to a veterinarian concerning an ill wolf that eventually died, in willful violation of section 2.40 of the regulations (9 C.F.R. § 2.40).

WHEREFORE, it is hereby ordered that for the purpose of determining whether the respondent has in fact willfully violated the Act and the regulations and standards issued under the Act, this complaint shall be served upon the respondent. The respondent shall file an answer with the Hearing Clerk, United States Department of Agriculture, Washington, D.C. 20250-9200, in accordance with the Rules of Practice governing proceedings under the Act (7 C.F.R. § 1.130 et seq. (1993)). Failure to file an answer shall constitute an admission of all the material allegations of this complaint.


The Animal and Plant Health Inspection Service requests:

1. That unless the respondent fails to file an answer within the time allowed therefor, or file an answer admitting all the material allegations of this complaint, this proceeding be set for oral hearing in conformity with the Rules of Practice governing proceedings under the Act; and

2. That such order or orders be issued as are authorized by the Act and warranted under the circumstances, including an order:

- (a) Requiring the respondent to cease and desist from violating the Act and the regulations and standards issued thereunder;
- (b) Assessing civil penalties against the respondents in accordance with section 19 of the Act (7 U.S.C. § 2149); and
- (c) Suspending the respondents' license under the Act.

Done at Washington, D.C.
this 6th day of May, 2013


Acting Administrator
Animal and Plant Health
Inspection Service

Brian T. Hill
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United States Department of
Agriculture
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Telephone (202) 720-9237